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be held good ; and shows whether it would be so held on common law principles, or on statute. It goes into detail as to the frame of the declaration or complaint—for a breach of covenant or promise—for a failure to pay a debt or render an account, and for a trespass or other wrong ; giving in a variety of cases a form, accompanied by decisions as to its sufficiency, thus enabling one who uses the form to show his authority for it.

The forms are mainly from printed reports, and from manuscript records of the courts of the United States, and courts of the State of Virginia."

It is obvious, that a volume containing the subject matter of pleadings is most important to the practitioner. The reader will find in this collection the forms most used in every kind of action, with copious notes and cases, and ample discussions of the forms themselves, their frame work and substance. The arrangement of the author is clear and systematic, and his Table of Contents unfolds his labors fully. The subject matter of each page is pointed out, and divided and subdivided in a most satisfactory manner. From the examination we have been enabled to give the volume, we do not hesitate to say that it is a most useful aid to the practitioner, and will facilitate him in one of the most toilsome and responsible parts of his professional duties.

REPORTS OF CASES ARGUED AND DECIDED IN THE SUPREME COURT OF THE STATE OF TEXAS, during part of Galveston Session, and part of Tyler Session, 1859. By GEORGE F. MOORE and RICHARD S. WALKER, vol. 23. Philadelphia: Kay & Brother, Law Booksellers, Publishers and Importers, No. 19 South Sixth street. 1860.

We have read this volume very carefully. It has not been usual in our courts to cite the earlier volumes of Texas Reports, not so much perhaps because they are not as well prepared as most volumes of reports, but because they contain so much that is not applicable to our jurisprudence; and they are not in the hands of the bar generally. But in the volume now furnished the public by the very intelligent reporters, Messrs. Moore & Walker, who have become charged with the duty of preparing and printing the judicial Reports of Texas, the profession will find much excellent learning. It gives us pleasure to bear testimony to the fidelity and care with which the labor is done. The accurate and clear synopsis in the syllabus, and the intelligible statement of the case, deserve mention. The arguments of the counsel, in some of these cases, are full of

learning; thus, the important case of the *City of Galveston vs. Menard*, p. 349, discusses the civil law and the common law learning, as to the ownership of the shores of the sea and riparian rights, with a copiousness and fullness of authority which challenges admiration. And the opinion which disposes of the case is no less able than learned, and equally worthy the magnitude of the interests at stake, and the talent displayed in the argument. The subject of assignment is considered in two cases, *Howerton vs. Holt*, p. 51, and *Park vs. Glover*, p. 469. The subject of Banking, in Texas, as well as in older communities, causes a fruitful crop of litigation, and is discussed in several important cases. *Kilpatrick vs. Sisneros*, p. 113 settles the status of the citizen under the Texas Constitution. *Holt vs. Parsons*, p. 9, decides that the trustees of a church may be guilty of a libel in a resolution passed by their body. It seems now pretty well settled that a corporation can be guilty of malice. *Powell vs. DeBlane*, p. 66, enunciates the sound doctrine, that the construction of a statute of one state by its judiciary, is received in the courts of a sister state as an authoritative decision upon the statute, although it may be contrary to the construction placed upon a like statute in the state where the action is brought.—*Blythe vs. Speake*, p. 430, is a good case on the law of warranty, and was well decided according to the present prevailing opinion of the profession, both in England and this country. *Boon vs. Weathred*, p. 65, is an interesting case on the impeachment of the credibility of a witness.

We have taken these cases at random, as they struck us in reading the volume, and we must say that the present reporting for the State of Texas is fully equal to that of any state in the union, whose reports we have occasion to consult. It would also be just to say, that the mechanical execution of this volume is excellent. Paper, type and press-work, are all good.

The learning of the present Supreme Bench of Texas, and the skill and ability of her Bar, are fully displayed in this volume, and we cannot doubt but that the reporters will have, as they deserve, the thanks of their professional brethren, for the handsome and faithful manner in which they have discharged a most irksome and laborious task.